

THE LORE OF COAL

War in the Hills

Strangely, researchers into the lore of coal, and with special emphasis on the mine wars of the twenties, have struck best pay dirt in the non-West Virginia newspapers. One such paper was the Marietta (Ohio) Daily Times, which used copy filed daily by one Mildred Morris of International News Service, now a defunct news gathering organization. A batch of Marietta Daily Times were sent this paper by Father Phillips of the St. Ambrose Church in Belpre, Ohio, and we have found the papers to be a gold mine of coal mine lore, especially the picture of a machine gun nest below.

Williamson, W. Va., Sept. 7

The constitutionality of West Virginia's new statute permitting citizens of one county to sit as jurors in other counties, was attacked for the first time today when J. J. Coniff, chief counsel for the defendants in the second "trigger trial," objected to the venue drawn for the case on the ground it is composed of residents of Pocahontas county, northeast of Mingo county.

**By Mildred Morris
(I.N.S. Staff Correspondent)**
Court House, Williamsburg,
W. Va., Sept. 7 — An army of state police is mobilized in

Mingo county today.

No federal troops are here. State martial law prevails and the state police alone hold down the lid, with a citizens' reserve army ready to move at call.

These things may kick off the lid at any moment, upset the peace that has prevailed in the state since the presence of federal troops and state knew the flame of warfare.

One is a woman's desire for revenge. Another is the second "trigger trial" now in progress with 21 miners who took part in the Battle of Matewan, fought in May, 1920, and one of the bloodiest in all West Virginia's bloody history, according to the charge of prosecuting W. J. Ferguson, a Baldwin-Felts detective.

Miners In Camp

Three miles from Williamson, on the Kentucky side of the Tug River, miners are encamped, ready to march across and invade Merrimac where "defenders" with rifles cocked await their coming.

The courthouse here resembles an armed camp. Khaki-clad troopers are everywhere with revolvers or Springfields. Because of their presence, county officials declare no trouble will come out of the trial, the armed camp on Tug river will be kept in check and peace will continue unless a woman —

In the hands of this woman, young and beautiful, rests the present peace of West Virginia, according to officials.

Sid Hatfield Missing

One of the two figures missing from the second "trigger trial" is Sid Hatfield — Sid, the picturesque and smiling, one of the deadliest shots in the famous Hatfield clan, and union sympathizer,

the other, Ed W. Chambers, "baby" defendant in the first "trigger trial." Their ghosts are ever present in this court room. Hatfield and Chambers were killed in August by C. E. Lively who according to his own admission, served as a Baldwin-Felts detective and union spy in Colorado and who, the miners claim, is still a detective and a "hired gunman."

Chambers' young wife witnessed his killing.

She is a mountaineer woman and vows to "avenge the death of her husband."

Men — grim and determined — are ready to help her do her avenging. She is the woman of whom officials are fearful.

Star Witness Gone

Lively, star witness for the state, in the first "trigger trial" in which the 21 miners now on trial for their lives, were acquitted for the slaying of Albert C. Felts, will not testify again, it was learned today.

Officials are taking no chances.

On the surface, at least, everything is quiet in Williamson. Many say it is an ominous quiet.

In the rear of the court house where state police stand guard and hold their rifles ready as they "trigger trial" proceeds, in the county jail, filled with miners. Twenty of these were arrested last yesterday.

Bridge is Guarded

State police guarding the bridge over to the Kentucky side, captured them as they were "trekking to Stringtown," a union stronghold near Merrimac. Some of the men were barefooted. All were bedraggled and weary.

They are charged with taking part in the outbreak in Merrimac last Saturday night.

Calvin McCoy, scion of the Kentucky McCoys who once fought feuds with the Hatfields, is a defendant in the second "trigger trial."

Over in Merrimac, an "Amazon" sits with a Winchester in her lap. She is Rosie McCoy, Calvin's relative. She leads Merrimac's defenders.

May Dismiss Action

Action of the state today indicated that charges against all

Marietta Daily Times

State Police Mobilized At Hearing

PASSENGER TRAIN IS HELD UP; STEAL MAILED

ESCAPE OF 4 BANDITS
SUSPECTED

"Don't Forget It You Have Me By My Name," Lester Bates



MINGO CO. READY TO HEAR SECOND TRIAL OF MINERS

ATTACK ON NEW STATUTE IS STARTED

SCENE OF ACTUAL WARFARE ON THE WEST VIRGINIA "FRONT," was the title of this three-column picture that the Marietta [Ohio] Daily Times front-page for its Sept. 7, 1921 issue. The caption said: "Machine gunners ready to repulse a threatened attack by the miners on Blair Mountain, West Virginia. This photograph was made under fire."

but two of the 21 miners indicted for murder in connection with the death of W. J. Ferguson, Baldwin-Felts detective in the Battle of Matewan, in May, 1920, will be dismissed.

County Prosecutor S. D. Stoakes announced at noon that only Fred Burgraf and Reese Chambers will be tried at this time. This action is construed as dismissal of the other cases.

As a result of a ruling by Judge R. D. Bailey, the two defendants will be tried by a jury composed of men who live outside of Mingo County.

This will mark the first use of West Virginia's new statute permitting citizens of one county to sit on a jury in another.

Attack New Law

Counsel for the miners made the first attack on the constitutionality of the law since its passage and will make it the central issue on appeal in event of conviction.

J. W. Saunders, who acted as special prosecutor in the first "trigger trial" which resulted in acquittal of the same defendants in court today on the charge of slaying Albert C. Fields in the Matewan battle, introduced and secured passage of the law, following the trial, while a member of the State Senate.

Judge Bailey, from the bench, declared it was impossible to secure a jury in all Mingo County to try the present case impartially.

S. D. Stoakes, county prosecuting attorney, declared under oath that out of three thousand citizens between the ages of 21 and 45 eligible to serve as jurors, "not more than 1800 are intelligent enough to sit on a jury."

Can't Find 12 Men

"And you can not find 12 men in the whole county who would try this case without prejudice," he added.

John S. Chafin, county assessor, testified that "Mingo is not divided in its sympathies in regard to the miners."

"Are you in sympathy with the miners?" he was asked by the prosecution.

"I am," he said, emphatically.

Chafin is a cousin of Sheriff Don Chafin, of Logan county, non-union stronghold, leading in the recent activities to suppress the union miners.

Davis In Charge

Major Thomas B. Davis, in charge of the state's martial forces in the county, was called to the stand by the state and testified he had been directed to place armed troopers around and in the court house on the instructions of Judge Bailey.

"They are state police and therefore peace officers," said Major Davis. "I was instructed to have them here to keep peace because of the great excitement that prevails."

The panel drawn for the trial was composed of residents of Pocahontas county, a lumber and agricultural district, northeast of Mingo County.

War in the Hills

Strangely, researchers into the lore of coal, and with special emphasis on the mine wars of the twenties, have struck best pay dirt in the non-West Virginia newspapers. One such paper was the Marietta (Ohio) Daily Times, which used copy filed daily by one Mildred Morris of International News Service, now a defunct news gathering organization. A batch of Marietta Daily Times were sent this paper by Father Phillips of the St. Ambrose Church in Belpre, Ohio, and we have found the papers to be a gold mine of coal mine lore, especially the picture of a machine gun nest below.

Williamson, W. Va., Sept. 7 — The constitutionality of West Virginia's new statute permitting citizens of one county to sit as jurors in other counties, was attacked for the first time today when J. J. Coniff, chief counsel for the defendants in the second "trigger trial," objected to the venue drawn for the case on the ground it is composed of residents of Pocahontas county, northeast of Mingo county.

By Mildred Morris
(L.N.S. Staff Correspondent)

Court House, Williamsburg, W. Va., Sept. 7 — An army of state police is mobilized in Mingo county today.

No federal troops are here. State martial law prevails and the state police alone hold down the lid, with a citizens' reserve army ready to move at call.

Three things may kick off the lid at any moment, upset the peace that has prevailed in the state since the presence of federal troops and start anew the flame of warfare.

One is a woman's desire for revenge. Another is the second "trigger trial" now in progress with 21 miners who took part in the Battle of Matewan, fought in May, 1920, and one of the bloodiest in all West Virginia's bloody history, according to the charge of murdering W. J. Ferguson, a Baldwin-Felts detective.

Miners In Camp

Three miles from Williamson, on the Kentucky side of the Tug River, miners are encamped, ready to march across and invade Merrimac where "defenders" with rifles cocked await their coming.

The courthouse here resembles an armed camp. Khaki-clad troopers are everywhere with revolvers or Springfields. Because of their presence, county officials declare no trouble will come out of the trial, the armed camp on Tug river will be kept in check and peace will continue unless a woman —

In the hands of this woman, young and beautiful, rests the present peace of West Virginia, according to officials.

Sid Hatfield Missing

One of the two figures missing from the second "trigger trial" is Sid Hatfield — Sid, the picturesque and smiling, one of the deadliest shots in the famous Hatfield clan, and union sympathizer; the other, Ed W. Chambers, "baby" defendant in the first "trigger trial." Their ghosts are ever present in this court room. Hatfield and Chambers were killed in August by C. E. Lively who according to his own admission, served as a Baldwin-Felts detective and union spy in Colorado and who, the miners claim, is still a detective and a "hired gunman."

Chambers' young wife wit-

nessed his killing.

She is a mountaineer woman and vows to "avenge the death of her husband."

Men — grim and determined — are ready to help her do her avenging. She is the woman of whom officials are fearful.

Star Witness Gone

Lively, star witness for the state, in the first "trigger trial" in which the 21 miners now on trial for their lives, were acquitted for the slaying of Albert C. Felts, will not testify again, it was learned today.

Officials are taking no chances.

On the surface, at least, everything is quiet in Williamson. Many say it is an ominous quiet.

In the rear of the court house where state police stand guard and hold their rifles ready as they "trigger trial" proceeds, in the county jail, filled with miners. Twenty of these were arrested last yesterday.

Bridge is Guarded

State police guarding the bridge over to the Kentucky side, captured them as they were "trekking to Stringtown," a union stronghold near Merrimac. Some of the men were barefooted. All were bedraggled and weary.

They are charged with taking part in the outbreak in Merrimac last Saturday night.

Calvin McCoy, scion of the Kentucky McCoys who once fought feuds with the Hatfields, is a defendant in the second "trigger trial."

Over in Merrimac, an "Amazon" sits with a Winchester in her lap. She is Rosie McCoy, Calvin's relative. She leads Merrimac's defenders.

May Dismiss Action

Action of the state today indicated that charges against all

State Police Mobilized At Hearing

PASSENGER TRAIN IS HELD UP; STEAL MAILS

ESCAPE OF 4 BANDITS SUCCESSFUL

"Well Special II The Road We Go By Is True", Godey's Magazine



MINGO CO. READY TO HEAR SECOND TRIAL OF MINERS

ATTACK ON NEW STATUTE IS STARTED

SCENE OF ACTUAL WARFARE ON THE WEST VIRGINIA "FRONT," was the title of this three-column picture that the Marietta [Ohio] Daily Times front-page for its Sept. 7, 1921 issue. The caption said: "Machine gunners ready to repulse a threatened attack by the miners on Blair Mountain, West Virginia. This photograph was made under fire." (Source: Library of Congress)

but two of the 21 miners indicated for murder in connection with the death of W. J. Ferguson, Baldwin-Felts detective in the Battle of Matewan, in May, 1920, will be dismissed.

County Prosecutor S. D. Stoakes announced at noon that only Fred Burgraf and Reese Chambers will be tried at this time. This action is construed as dismissal of the other cases.

As a result of a ruling by Judge R. D. Bailey, the two defendants will be tried by a jury composed of men who live outside of Mingo County.

This will mark the first use of West Virginia's new statute permitting citizens of one county to sit on a jury in another.

Attack New Law

Counsel for the miners made the first attack on the constitutionality of the law since its passage and will make it the central issue on appeal in event of conviction.

J. W. Saunders, who acted as special prosecutor in the first "trigger trial" which resulted in acquittal of the same defendants in court today on the charge of slaying Albert C. Felt in the Matewan battle, introduced and secured passage of the law, following the trial, while a member of the State Senate.

Judge Bailey, from the bench, declared it was impossible to secure a jury in all Mingo County to try the present case impartially.

S. D. Stoakes, county prosecuting attorney, declared under oath that out of three thousand citizens between the ages of 21 and 45 eligible to serve as jurors, "not more than 1800 are intelligent enough to sit on a jury."

Can't Find 12 Men

"And you can not find 12 men in the whole county who would try this case without prejudice," he added.

John S. Chafin, county assessor, testified that "Mingo is not divided in its sympathies in regard to the miners."

"Are you in sympathy with the miners?" he was asked by the prosecution.

"I am," he said, emphatically.

Chafin is a cousin of Sheriff Don Chafin, of Logan county, non-union stronghold, leading in the recent activities to suppress the union miners.

Davis In Charge

Major Thomas B. Davis, in charge of the state's martial forces in the county, was called to the stand by the state and testified he had been directed to place armed troopers around and in the court house on the instructions of Judge Bailey.

"They are state police and therefore peace officers," said Major Davis. "I was instructed to have them here to keep peace because of the great excitement that prevails."

The panel drawn for the trial was composed of residents of Pocahontas county, a lumber and agricultural district, northeast of Mingo County.